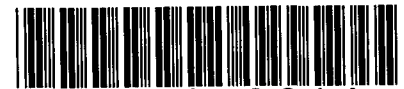


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MEMORANDUM

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TO: Docket Control Center

FROM: Ernest G. Johnson
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EA for EGT

THRU: Matthew Rowell
Chief, Telecommunications & Energy Section
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MR

Wilfred Shand, Jr.
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WFS

AZ CORP COMMISSION
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DATE: January 20, 2006

RE: **STAFF REPORT AMENDMENT - IN THE MATTER OF THE APPLICATION OF ACC TELECOMMUNICATIONS, LLC DBA ADELPHIA FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE INTRASTATE, FACILITIES-BASED, NONSWITCHED, DEDICATED POINT-TO-POINT DATA TRANSPORT TELECOMMUNICATIONS SERVICES IN THE STATE OF ARIZONA AND PETITION FOR COMPETITIVE CLASSIFICATION OF PROPOSED SERVICES (DOCKET NO. T-04282A-04-0763)**

Introduction

On October 22, 2004, ACC Telecommunications, LLC dba Adelphia ("Adelphia" or "Applicant") filed an application for a Certificate of Convenience and Necessity ("CC&N") to provide point-to-point dedicated data services within the State of Arizona. In addition, the Applicant petitioned the Arizona Corporation Commission ("Commission") for a determination that its proposed services should be classified as competitive.

On March 1, 2005, the Commission's Utilities Division Staff ("Staff") filed a Staff Report recommending approval of Adelphia's application.

On September 16, 2005, Adelphia filed an amended tariff.

On December 20, 2005, by Procedural Order, Staff was ordered to provide an amended Staff Report, by January 20, 2006, containing analysis of the amended tariff submitted by Adelphia on September 16, 2005.

Staff's Analysis and Recommendation

Staff has reviewed the amended tariff submitted by Adelphia and determined that the terms and conditions for services within Adelphia's amended tariff are similar to those of the dominant ILEC in Arizona. The proposed rates are essentially equal to those of the dominant ILEC and in some cases lower.

Therefore, Staff recommends approval of Adelphia's CC&N application

EGJ:MJR:WMS:AFF:lhv

Originator: Armando Fimbres

SERVICE LIST FOR: ACC Telecommunications, LLC dba Adelphia
DOCKET NO. T-04282A-04-0763

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